

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

GARY P. DAVIS,

Plaintiff,

v.

CAROLYN W. COLVIN, Commissioner
of Social Security Administration,

Defendant.

Case No. 2:13-cv-00723-LDG (CWH)

ORDER

The plaintiff, Gary P. Davis, brought this matter seeking review of the final decision of the Commissioner denying his application for a period of disability and disability benefits. Davis moves to reverse the decision and remand for either an immediate award of benefits or, alternatively, for a new hearing and further proceedings (#24). The Commissioner opposes the motion and further moves to affirm the decision (#27).

The Court referred this matter to the Magistrate Judge for a report of findings and a recommendation, which the Magistrate Judge entered (#37). The Magistrate Judge recommends that Davis' motion be denied, and that the Commissioner's motion be granted. The Magistrate Judge further notified the parties that any objection to the Report

1 and Recommendation must be made in writing and filed within fourteen days. Neither
2 party has filed objections.


3 Having reviewed the motions and memoranda, the record, and the Report and
4 Recommendation,

5 THE COURT **ADOPTS** the Report and Recommendation (#37);

6 THE COURT **ORDERS** that plaintiff Gary P. Davis' Motion for Reversal and Remand
7 (#24) is DENIED;

8 THE COURT FURTHER **ORDERS** that defendant Commissioner of Social Security
9 Administration's Cross-Motion to Affirm (#27) is GRANTED.

10
11 DATED this 25 day of April, 2016.

12
13 
14 Lloyd D. George
15 United States District Judge
16
17
18
19
20
21
22
23
24
25
26